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Attorney for Defendant
ENZOR HENDERSON

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

ENZOR HENDERSON,
Defendant.

NO. CR.S-04-326-GEB

**STIPULATION AND ORDER;
EXCLUSION OF TIME**

Date: December 2, 2005
Time: 9:00 a.m.
Judge: Hon. Garland E. Burrell

IT IS HEREBY STIPULATED by and between the parties hereto through their respective counsel, KEN MELIKIAN, Assistant United States Attorney, attorney for Plaintiff, MARK J. REICHEL, Assistant Federal Defender, attorney for Defendant, that the status conference hearing date of November 18, 2005 shall be vacated and a status conference scheduled for December 2, 2005 at 9:00 a.m.

This continuance is requested as defense counsel needs additional time to attempt to resolve the case with a plea agreement with the United States, to attempt to accurately determine the defendant's potential sentence exposure under a plea agreement, and to examine possible defenses and to continue investigating the facts of the case.

1 Accordingly, all counsel and the defendant agree that time under
2 the Speedy Trial Act from the date this stipulation is lodged, through
3 December 2, 2005, should be excluded in computing the time within which
4 trial must commence under the Speedy Trial Act, pursuant to Title 18
5 U.S.C. § 3161 (H) (8) (B) (iv) and Local Code T4.

6 DATED: November 17, 2005

Respectfully submitted,

7 QUIN DENVIR
8 Federal Public Defender

9 DATED: November 17, 2005

10 /s/ MARK J. REICHEL
11 MARK J. REICHEL
12 Assistant Federal Defender
13 Attorney for Defendant

14
15 McGREGOR SCOTT
16 United States Attorney

17 DATED: November 17, 2005

18 /s/ MARK J. REICHEL for
19 KEN MELIKIAN
20 Assistant U.S. Attorney
21 Attorney for Plaintiff

22 **O R D E R**

23 **IT IS SO ORDERED.** Time is excluded in the interests of justice
24 and hearing continued for the reasons set forth herein above and for
25 the dates and times set forth therein pursuant to 18 U.S.C. § 3161
26 (H) (8) (B) (iv) and Local Code T4.

27 Dated: November 22, 2005

28 /s/ Garland E. Burrell, Jr.
GARLAND E. BURRELL, JR.
United States District Judge